GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

P.S.- PRED - Smt. Y. Suseela, Assistant Executive Engineer (PR) of Zone-II – Unauthorised absence to duties w.e.f 14.12.2004 to 07.12.2009 and w.e.f 01.08.2010 to 17.03.2015 - Article of charges issued - Written Statement of Defence received – Charges held proved in the regular inquiry - Inquiry report communicated – Representation received - Imposition of major penalty of 'removal' under Rule 9 (ix) of A.P.C.S (CC&A) Rules, 1991 - Orders – Issued.

PANCHAYAT RAJ AND RURAL DEVELOPMENT (VIG.I) DEPARTMENT

G.O.Rt.No.51 **Dated:08.02.2021.**

Read the following

1. Memo No. Vig. 2/440/A/2010, dated: 16.1.2020 of the ENC, PR(1st charge memo).
2. Written Statement of defence of the charged officer, dt: Nil.
3. Memo No. Vig. (2)/440/a/2010/10, dated: 19.05.2011 of the ENC, PR (2nd charge memo)
4. Written statement of defence of the charged officer, dt:13.8.2015.
5. From the S.E, PR, Kakinada, Letter No.18/2015, dated: 11.09.2015.
6. From the S.E, PR, Vijayawada, Letter Rc. NO. A1/91/2010, dated: 20.06.2017.
7. From the ENC,PR, Vijayawada, Letter No. Vig. II(2)/440/2010, dated: 18.12.2017.
8. Govt. Memo No.204/Vig. I/2018, PR&RD (Vig. I) Dept., Dt:02.05.2018.
9. From the ENC, PR, Letter No.Vig.II/440/2010, dated: 27.09.2010 along with copy of the letter of the ENC, PR No. Vig. II/440/2010, dt: 08.03.2019.
10. Govt. Letter No. Letter.No.204/Vig. I/2018, PR&RD (Vig. I) Deptt., Dated:20.10.2020.
11. From the Secretary, A.P. Public Service Commission, Letter No. 353/DC&C/2020, dt: 25.11.2020.

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ORDER:

In the reference 7th read above, the Engineer in Chief, Panchayat Raj, A.P., Vijayawada has furnished report duly stating that Smt. Y. Suseela, Assistant Executive Engineer, while working

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in PIU Division, Rajamahendravaram, East Godavari District was un-authorisedly absent to duties w.e.f 14.12.2004 to 07.12.2009 (1st spell) and charges were framed against her for the above absent period, vide reference 1st read above. He has further informed that, Smt. Y. Suseela, Assistant Executive Engineer, while working in PR Circle, Machilipatnam, at Vijayawada has again absented to duties w.e.f 01.08.2010 to 17.03.2015 (2nd spell) and charges were framed against her for the absent period, vide reference 3rd read above.

2 The Engineer in Chief, Panchayat Raj has informed that, after receipt of written statement of defence from the charged officer, the Superintending Engineer, PR, Machilipatnam at Vijayawada was appointed as the Enquiry Officer to conduct inquiry into the charge framed against her vide their Office Procs. Dt:31.05.2010 in respect of unauthorized absence period of the Charged Officer for 1st spell. Similarly, after receipt of written statement of defence from the charged officer, the Superintending Engineer, PR, Kakinada was appointed as the Enquiry Officer to conduct inquiry into the charges farmed against her, vide their Office Procs. Dt:25.05.2016 in respect of 2nd spell of un-authorsised absence period.

3. The Engineer in Chief, Panchayat Raj has stated that, the Superintending Engineer, PR, Machilipatnam at Vijayawada & Inquiry Officer has furnished inquiry report dt:20.06.2017 and held that charge framed against the charged officer in absconding duties w.e.f 14.12.2004 to 07.12.2009 (1st spell ie., 5 years) is held proved. With regard to 2nd spell of unauthorized absence, the Superintending Engineer, PR, Kakinada & Inquiry Officer has furnished inquiry report dt:23.1.2017 and held that charge framed against the charged officer in absconding duties w.e.f 01.08.2010 to 17.03.2015 ie,. 4 years 7 months and 17 days is held proved.

4. The Engineer in Chief, Panchayat Raj has informed that, the charged officer submitted her representations on the findings of both the inquiry reports duly mentioning that the unauthorized absence for the above two spells were due to health grounds of her family members and not intentional and requested to consider her case on sympathetic grounds. The Engineer in Chief, Panchayat Raj, while informing the above, has requested the Government to examine the matter and take necessary action in the matter.

5. In the reference 8th read above, Government have directed the Engineer-in-Chief, PR, AP, Vijayawada to conclude the disciplinary case against the above Assistant Executive Engineer as per the orders in force, at his level.

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6. In the reference 9th read above, the Engineer in Chief, Panchayat Raj has furnished further reports duly stating that after examination of the matter, it has been decided to impose a major penalty of 'removal' from service on Smt. Y. Suseela, Assistant Executive Engineer (PR), Zone-II under Rule 9 (ix) of A.P.C.S (CC&A) Rules,1991 as the charges were held proved. Accordingly, their office have issued a show-cause notice dt:27.07.2018 to the Charged Officer directing her to explain as to why the above said major penalty of removal from service shall not be issued on her. The Charged officer has submitted her representation dt:21.08.2018. After examination, it has been decided to impose major penalty on the Charged Officer and addressed the A.P. Public Service Commission for their concurrence vide their Office Letter dt:16.07.2018. In turn, the Commission, vide letter dt:4.10.2018 had informed that "Commission does not delegate its advice on any matter, unless a reference is made to it directly by the State Government as per Commission's Regulation 17 (1) and requested to submit proposals through the Government to offer its advice. The Engineer in Chief, Panchayat Raj while informing the above position, has requested the Government to communicate the orders in the matter.

7. Government after examination of the matter, have taken decision to impose a major penalty of 'removal' on the charged officer Smt. Y. Suseela, Assistant Executive Engineer, PR, presently working at PIU Division, Vijayawada, Krishna District, Zone-II for her unauthorized absence to duties for more than 9 years viz,. viz., w.e.f 14.012.2004 to 07.12.2009 (1st spell) and w.e.f 01.08.2010 to 17.03.2015 (2nd spell) under the Rule 9 (ix) of A.P.C.S (Cc&A) Rules, 1991, since the charges framed against her were proved in the inquiry. Accordingly, in the reference 10th read above, the Secretary, A.P. Public Service Commission have been addressed for their concurrence.

8. In the reference 11th read above, the Secretary, A.P. Public Service Commission has communicated the consent of the Commission to impose the above major penalty against the charged officer for her unauthorized absence and advised to take action accordingly.

9. Government, after careful examination of the matter, hereby impose a major penalty of "removal" from service against Smt. Y. Suseela, presently Assistant Executive Engineer, PIU Division, Vijayawada under Rule 9 (ix) of A.P.C.S (CC&A) Rules, 1991 for the charges of un-authorized absence from duties which were held proved during the inquiry against the individual.

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10. The Engineer-in-Chef, Panchayat Raj, A.P, Vijayawada shall take necessary further action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

To
Smt. Y. Suseela, presently Assistant Executive Engineer, PIU Division, Vijayawada
through Engineer in Chief, Panchayat Raj, Andhra Pradesh, Vijayawada.
The Engineer in Chief, Panchayat Raj, Andhra Pradesh, Vijayawada (with a request to serve the order on the individual and furnish the dated acknowledgment copy)

Copy to:
The Secretary, A.P. Public Service Commission, Vijayawada.
The P.R. & R.D (Estt.I) Department.
Sf/Sc.

//Forwarded :: By Order //

SECTION OFFICER